

ENTERED

March 28, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

ASHLEY ADAMS, individually and as the
representative of the Estate of RODNEY GERALD
ADAMS, and WANDA ADAMS, individually;

CARLETTE HUNTER JAMES, individually and as the
representative of the Estate of KENNETH WAYNE
JAMES, KRISTY JAMES, KRYSTAL JAMES,
KENDRICK JAMES, ARLETT JAMES, JONATHAN
JAMES, and KENNETH EVANS, individually and as
heirs-at-law to the Estate of KENNETH WAYNE
JAMES, and VIRGINIA AVERY, as a representative of
the Estate of MARY LOU JAMES, individually;

MARCUS "CADE" HUDSON, individually, on behalf
of all wrongful death beneficiaries, and on behalf of the
Estate of DOUGLAS HUDSON,

Plaintiffs,

v.

BRAD LIVINGSTON, individually and in his official
capacity, JOE OLIVER, NANCY BETTS, STEVEN
FIELDS, JOHN DOE, ROBERT LEONARD,
BRANDON MATTHEWS, DEBRA GILMORE,
SARA RAINES, DANNY WASHINGTON,
MATTHEW SEDA, TULLY FLOWERS, DORIS
EDWARDS, LINDA MCKNIGHT, REVOYDA
DODD, RICK THALER, WILLIAM STEPHENS,
ROBERT EASON, DENNIS MILLER, REGINALD
GOINGS, LANNETTE LINTHICUM, JENNIFER
BUSKIRK, and OWEN MURRAY in their individual
capacities, TEXAS DEPARTMENT OF CRIMINAL
JUSTICE, and UNIVERSITY OF TEXAS
MEDICAL BRANCH, Defendants.

No. 4:14-cv-03326

Consolidated under
Webb v. Livingston, (lead
case) 4:14-cv-3302;

ORDER SEVERING CASES

On this day the Court considered the Defendants Joint and Unopposed Motion to Sever the above-styled cause into three separate lawsuits in order to effectuate settlement. The parties have reached preliminary settlement agreements, which require each of the three incidents giving rise to this lawsuit to have independent cause numbers. After considering the pleadings and the positions of the parties, the Court is of the opinion that severance is proper.

It is therefore ORDERED that the clerk sever this case in to three lawsuits, which shall be styled as follows:

(1)

ASHLEY ADAMS, individually and as the representative of the Estate of RODNEY GERALD ADAMS, and WANDA ADAMS, individually, Plaintiffs,

v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, and OWEN MURRAY in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

***Adams, et al. v. Livingston, et al., may keep the Cause Number: 4:14-cv-03326.

(2)

CARLETTE HUNTER JAMES, individually and as the representative of the Estate of KENNETH WAYNE JAMES, KRISTY JAMES, KRYSTAL JAMES, KENDRICK JAMES, ARLETT JAMES, JONATHAN JAMES, and KENNETH EVANS, individually and as heirs-at-law to the Estate of KENNETH WAYNE JAMES, and VIRGINIA AVERY, as a representative of the Estate of MARY LOU JAMES, individually; Plaintiffs,

v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, ROBERT LEONARD, BRANDON MATTHEWS, DEBRA GILMORE, SARAH RAINES, MATTHEW SEDA, TULLY FLOWERS, DORIS EDWARDS, REVOYDA DODD, DANNY WASHINGTON, LINDA MCKNIGHT, and OWEN MURRAY, in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

***This case shall be assigned a new cause number.

(3)

MARCUS "CADE" HUDSON, individually, on behalf of all wrongful death beneficiaries, and on behalf of the Estate of DOUGLAS HUDSON, Plaintiffs,

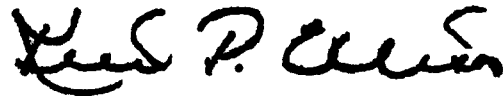
v.

BRAD LIVINGSTON, RICK THALER, WILLIAM STEPHENS, ROBERT EASON, REGINALD GOINGS, DENNIS MILLER, LANNETTE LINTHICUM, JENNIFER BUSKIRK, JOE OLIVER, NANCY BETTS, STEVEN FIELDS, and OWEN MURRAY, in their individual capacities, TEXAS DEPARTMENT OF CRIMINAL JUSTICE, and UNIVERSITY OF TEXAS MEDICAL BRANCH, Defendants.

***This case shall be assigned a new cause number.

It is further ORDERED that the above-styled cases shall no longer be consolidated under the lead case *Webb v. Livingston*, Cause No. 4:14-cv-3302.

Signed on March 27th, 2018.

A handwritten signature in black ink, appearing to read "Keith P. Ellison", written over a horizontal line.

Judge Keith Ellison, District Judge